

FEDERAL ELECTION  
COMMISSION

November 19, 2012

2012 NOV 26 PM 4:04

Caroline C. Hunter

Chair

Federal Election Commission

999 E Street, N.W.

Washington, D.C. 20463

OFFICE OF GENERAL  
COUNSEL

RECEIVED

2012 NOV 26 PM 12:01

FEC MAIL CENTER

MUR # 6698

Complaint: Pursuant to 11 C.F.R. 111.4

Dear Madam Chair:

I am a resident and voter in the Third Congressional District of Louisiana. As you know, Congressman Jeff Landry and Congressman Charles Boustany are candidates in the run-off election to be held on December 8, 2012 in the new Third Congressional District.

Upon information and belief, on or about November 1, 2012, a state political committee called "United Ballot PAC" caused to be sent through the United States Postal Service, a flyer entitled "A United Ballot Message to Voters." This mailing was, upon information and belief, sent to all mail addresses in the new Third Congressional District. The actual number of this mailing as sent and the printing and postage cost incurred are unknown. This flyer was mailed from Lafayette, LA under USPS Permit # 547. The flyer specifically advocated to election of federal candidates Barak Obama and Congressman Charles Boustany in the November 6, 2012 election. The flyer contained words of "express advocacy" whose meaning was clear on its face and unambiguous.

United Ballot PAC was initially registered with the Louisiana Board of Elections in 2004. Upon information and belief, this committee has never registered with the Federal Election Commission, despite spending in excess of \$1000 expressly advocating the election of identified federal candidates. United Ballot PAC uses as an address Post Office Box 2215, Lafayette, LA 70502. The phone number listed for the PAC is 337-234-8004 and their email address is "unitedballot@yahoo.com." The president of United Ballot PAC is Elroy Broussard. Mr. Broussard is Chairman of the Lafayette Parish Board of Zoning and Adjustment. The treasurer of the United Ballot PAC is Karen Babineaux. It appears that her phone number is

As the Commission knows, 11 C.F.R. 110.11(b) and (c)(2) requires that printed communications emanating from a political committee must include a disclaimer showing the name and address of the committee responsible for the printed communication. As you will note from the attached mailing, **NO DISCLAIMER** was provided by the United Ballot PAC on this printed communication. Thus, there has been a prima facie violation of the statutory disclaimer requirement found at 2 United States Code 441d. In addition, upon information and belief, United Ballot PAC expended in excess of \$1000 on this "express advocacy" mailing without filing as a federal political committee with the Federal Election Commission. As to the cost to the United Ballot PAC for this mailing, an approximate cost can be determined from a substantially similar mailing that this committee mailed in 2011. The United Ballot PAC disclosed to the state of Louisiana that the cost of that mailing was \$1456.95. It was described by the PAC as a "push card mail out." Since the United Ballot PAC has not registered with the federal election commission and merely operates pursuant to state law, funds used by the United Ballot PAC to prepare and distribute the attached "United Ballot Message to Voters" of on or about November 1,

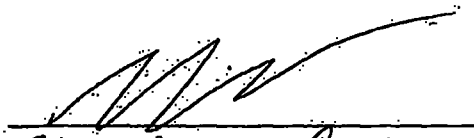
2012, were, by definition, not derived from sources and in amounts consistent with the Federal Election Campaign Act of 1974, as amended. \_\_\_\_\_

For these reasons, I believe that the Commission has sufficient evidence to determine a "reason to believe" that multiple violations of the statute have occurred with respect to this particular written communication. As a consequence, I ask that the Commission waive the need for an "investigation" at this stage and make a determination that the statute has been, on its face, violated by the United Ballot PAC for the benefit of the Charles Boustany's re-election committee with respect to this mailing. Lastly, we ask the Commission to civilly penalize both the United Ballot PAC and the Boustany committee for these egregious statutory violations.

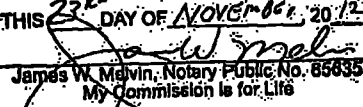
Should you have any additional questions, please do not hesitate to contact me directly.

With best wishes,

Sincerely,

  
Christian Gil

**NOTARY:**

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 23<sup>rd</sup> DAY OF NOVEMBER, 2012  
  
James W. Melvin, Notary Public No. 85635  
My Commission is for Life

P.O. Box 157  
PATTERSON, LA 70392

Encl: "A united Ballot Message to Voters" Mailer Paid For by the United Ballot PAC..

100444001



**Call 408-3891 for a Ride to the Polls**  
**unitedballot@yahoo.com**